

JS 44C/SDNY  
REV. 06/01/17

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

17184  
Forrest Peck

PLAINTIFFS  
TD Capital Group LLC  
2064 Grand Concourse LLC

DEFENDANTS  
The First Union Baptist Church of the Bronx

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)  
Ravert PLLC, Gary O. Ravert, 116 West 23 Street, Fifth Floor, NY, NY  
10011; Tel: (646) 961-4770; gravert@ravertpllc.com; Law Offices of Laleh  
Hawa, 574 Middle Neck Rd, Great Neck, New York 11023, Tel: (516)  
829-5800

ATTORNEYS (IF KNOWN)  
THE LEGAL AID SOCIETY, 230 East 106th Street, NY, NY 10029, Tel. (212)  
426-3000; KASOWITZ BENSON TORRES LLP, 1633 Broadway, NY, NY  
10019, Tel. (212) 506-1700

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal from bankruptcy court ruling striking part of court-ordered stipulation.

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No  Yes  Judge Previously Assigned

If yes, was this case Vol.  Invol.  Dismissed. No  Yes  If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No  Yes

(PLACE AN  IN ONE BOX ONLY)

## NATURE OF SUIT

		TORTS		ACTIONS UNDER STATUTES		
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 367 HEALTHCARE/	<input type="checkbox"/> 625 DRUG RELATED	<input checked="" type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 375 FALSE CLAIMS	
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	<input type="checkbox"/> PHARMACEUTICAL PERSONAL	<input type="checkbox"/> SEIZURE OF PROPERTY	<input type="checkbox"/> 28 USC 158	<input type="checkbox"/> 376 QUI TAM	
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> INJURY/PRODUCT LIABILITY	<input type="checkbox"/> 21 USC 881	<input type="checkbox"/> 1423 WITHDRAWAL	<input type="checkbox"/> 400 STATE	
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT, LIBEL &	<input type="checkbox"/> 365 PERSONAL INJURY	<input type="checkbox"/> 690 OTHER	<input type="checkbox"/> 28 USC 157	REAPPORTIONMENT	
<input type="checkbox"/> 150 INSTRUMENT	<input type="checkbox"/> SLANDER	<input type="checkbox"/> PRODUCT LIABILITY	PROPERTY RIGHTS		<input type="checkbox"/> 410 ANTITRUST	
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	<input type="checkbox"/> ASBESTOS PERSONAL			<input type="checkbox"/> 430 BANKS & BANKING	
OVERPAYMENT &	EMPLOYERS' LIABILITY	INJURY PRODUCT LIABILITY			<input type="checkbox"/> 450 COMMERCE	
ENFORCEMENT					<input type="checkbox"/> 460 DEPORTATION	
OF JUDGMENT	<input type="checkbox"/> 340 MARINE	PERSONAL PROPERTY	<input type="checkbox"/> 820 COPYRIGHTS		<input type="checkbox"/> 470 RACKETEER INFLUENCED & CORRUPT	
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT		<input type="checkbox"/> 830 PATENT		ORGANIZATION ACT (RICO)	
<input type="checkbox"/> 152 RECOVERY OF	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 835 PATENT-ABBREVIATED NEW DRUG APPLICATION		<input type="checkbox"/> 480 CONSUMER CREDIT	
DEFALTED	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 371 TRUTH IN LENDING	<input type="checkbox"/> 840 TRADEMARK		<input type="checkbox"/> 490 CABLE/SATELLITE TV	
STUDENT LOANS (EXCL VETERANS)	<input type="checkbox"/> 355 MOTOR VEHICLE			SOCIAL SECURITY		
<input type="checkbox"/> 153 RECOVERY OF	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> 380 OTHER PERSONAL	LABOR		<input type="checkbox"/> 1850 SECURITIES/	
OVERPAYMENT OF VETERAN'S BENEFITS	<input type="checkbox"/> INJURY	PROPERTY DAMAGE	<input type="checkbox"/> 710 FAIR LABOR	<input type="checkbox"/> 861 HIA (1395f)	COMMODITIES/	
<input type="checkbox"/> 160 STOCKHOLDERS SUITS	<input type="checkbox"/> 362 PERSONAL INJURY - MED MALPRACTICE	<input type="checkbox"/> 385 PROPERTY DAMAGE	<input type="checkbox"/> STANDARDS ACT	<input type="checkbox"/> 862 BLACK LUNG (923)	EXCHANGE	
<input type="checkbox"/> 180 OTHER CONTRACT		<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> 720 LABOR/MGMT	<input type="checkbox"/> 863 DIWC/DIWV (405(g))		
<input type="checkbox"/> 195 CONTRACT PRODUCT LIABILITY	ACTIONS UNDER STATUTES	<input type="checkbox"/> PRISONER PETITIONS	<input type="checkbox"/> 720 LABOR/MGMT	<input type="checkbox"/> 864 SSID TITLE XVI		
<input type="checkbox"/> 196 FRANCHISE	CIVIL RIGHTS	<input type="checkbox"/> 463 ALIEN DETAINEE	<input type="checkbox"/> 740 RAILWAY LABOR ACT	<input type="checkbox"/> 865 RSI (405(g))		
		<input type="checkbox"/> 510 MOTIONS TO VACATE SENTENCE	<input type="checkbox"/> 761 FAMILY MEDICAL LEAVE ACT (FMLA)	FEDERAL TAX SUITS		
		<input type="checkbox"/> 28 USC 2255			<input type="checkbox"/> 870 TAXES (U.S. Plaintiff or Defendant)	
			<input type="checkbox"/> 790 OTHER LABOR LITIGATION		<input type="checkbox"/> 871 IRS-THIRD PARTY	
			<input type="checkbox"/> 791 EMPL RET INC SECURITY ACT (ERISA)	26 USC 7609		
REAL PROPERTY	<input type="checkbox"/> 440 OTHER CIVIL RIGHTS (Non-Prisoner)		IMMIGRATION			
<input type="checkbox"/> 210 LAND CONDEMNATION	<input type="checkbox"/> 441 VOTING	PRISONER CIVIL RIGHTS				
<input type="checkbox"/> 220 FORECLOSURE	<input type="checkbox"/> 442 EMPLOYMENT		<input type="checkbox"/> 462 NATURALIZATION		<input type="checkbox"/> 896 ARBITRATION	
<input type="checkbox"/> 230 RENT LEASE & EJECTMENT	<input type="checkbox"/> 443 HOUSING/ ACCOMMODATIONS	<input type="checkbox"/> 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	<input type="checkbox"/> APPLICATION		<input type="checkbox"/> 899 ADMINISTRATIVE	
<input type="checkbox"/> 240 TORTS TO LAND		<input type="checkbox"/> 550 CIVIL RIGHTS	<input type="checkbox"/> 465 OTHER IMMIGRATION		PROCEDURE ACT/REVIEW OR	
<input type="checkbox"/> 245 TORT PRODUCT LIABILITY		<input type="checkbox"/> 555 PRISON CONDITION	<input type="checkbox"/> ACTIONS		APPEAL OF AGENCY DECISION	
<input type="checkbox"/> 290 ALL OTHER REAL PROPERTY	<input type="checkbox"/> 446 AMERICANS WITH DISABILITIES - OTHER	<input type="checkbox"/> 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT			<input type="checkbox"/> 950 CONSTITUTIONALITY OF STATE STATUTES	
	<input type="checkbox"/> 448 EDUCATION					

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.  
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?

IF SO, STATE:

DEMAND \$ \_\_\_\_\_ OTHER \_\_\_\_\_ JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

Check YES only if demanded in complaint  
JURY DEMAND:  YES  NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN X IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation (Transferred)	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
			<input type="checkbox"/> a. all parties represented			
			<input type="checkbox"/> b. At least one party is pro se.	<input type="checkbox"/> 8 Multidistrict Litigation (Direct File)		

(PLACE AN X IN ONE BOX ONLY)

1 U.S. PLAINTIFF  2 U.S. DEFENDANT  3 FEDERAL QUESTION  4 DIVERSITY  
(U.S. NOT A PARTY)

**BASIS OF JURISDICTION****IF DIVERSITY, INDICATE CITIZENSHIP BELOW.****CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF <input checked="" type="checkbox"/> 1 <input type="checkbox"/> 1	DEF <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF <input type="checkbox"/> 3 <input type="checkbox"/> 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF <input type="checkbox"/> 5 <input checked="" type="checkbox"/> 5	DEF <input type="checkbox"/> 5 <input type="checkbox"/> 5
CITIZEN OF ANOTHER STATE	<input type="checkbox"/> 2 <input type="checkbox"/> 2		INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	<input type="checkbox"/> 4 <input type="checkbox"/> 4	FOREIGN NATION	<input type="checkbox"/> 6 <input type="checkbox"/> 6	

**PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)**

TD Capital Group LLC, 15 Cuttermill Rd. Suite 226, Great Neck, NY 11021, Nassau County  
2064 Grand Concourse LLC, 15 Cuttermill Rd. Suite 226, Great Neck, NY 11021, Nassau County

**DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)**

The First Union Baptist Church of the Bronx, 2064 Grand Concourse, Bronx NY 10457, Bronx County

**DEFENDANT(S) ADDRESS UNKNOWN**

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

**COURTHOUSE ASSIGNMENT**

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  WHITE PLAINS  MANHATTAN

DATE 9/15/17 SIGNATURE OF ATTORNEY OF RECORD *Gary O. RAVIT*

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO

YES (DATE ADMITTED Mo. 9 Yr. 2001)

Attorney Bar Code # 3979515

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)